

In the
Indiana Supreme Court

STATE OF INDIANA *ex rel.*

Bruce D. SEAL,

Relator,

v.

THE MADISON SUPERIOR COURT

NO. 3 and THE HON. THOMAS

NEWMAN, JR., AS JUDGE THEREOF,

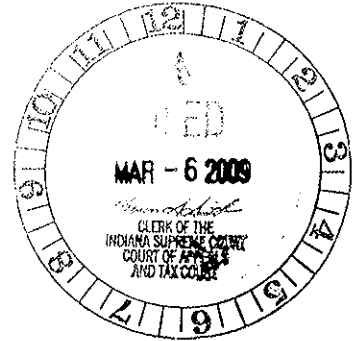
Respondents.

Supreme Court No.

48S00-0901-OR-32

Trial Court No.

48D03-0312-DR-01105



ORDER

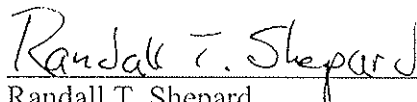
This matter has been pending before the Court on Relator's petition for writ of mandamus and accompanying application papers seeking relief under the rules governing original actions. Respondents have filed a brief opposing issuance of the writ and a supplemental record.

Each Justice has had an opportunity to review the materials filed in this action. The Court has met in conference and discussed Relator's request for relief. All five Justices have voted to deny the writ.

Accordingly, the Court DENIES the petition for writ of mandamus. Motions to reconsider or petitions for rehearing are not allowed. Ind. Original Action Rule 5(C).

The Clerk is directed to send a copy of this order to the Honorable Thomas Newman, Jr., Judge, Madison Superior Court No. 3, 16 E. Ninth Street, #409, Anderson, IN 46016; David W. Stone, IV, 26 W. Eighth Street, P.O. Box 1322, Anderson, IN 46015; Ronald L. McNabney, 917 Meridian Street, Anderson, IN 46016; Christopher A. Cage, 33 W. Tenth Street, Suite 1000, Anderson, IN 46016; and Elizabeth Bybee, 130 W. Eighth Street, Anderson, IN 46016.

Done at Indianapolis, Indiana, this 6th day of March, 2009.


Randall T. Shepard
Chief Justice of Indiana

All Justices concur.